

SECRETARIAT GENERAL

SECRETARIAT OF THE COMMITTEE OF MINISTERS
SECRETARIAT DU COMITE DES MINISTRES



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Meeting: 1201 meeting (3-5 June 2014) (DH)

Item reference: Communication from the applicant (08/04/2014) in the case of Ali Insanov against Azerbaijan (Application No. 16133/08)

Information made available under Rule 9.1 of the Rules of the Committee of Ministers for the supervision of the execution of judgments and of the terms of friendly settlements.

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Réunion : 1201 réunion (3-5 juin 2014) (DH)

Référence du point : Communication du requérant (08/04/2014) dans l'affaire Ali Insanov contre Azerbaïdjan (Requête n° 16133/08)
(anglais uniquement)

Informations mises à disposition en vertu de la Règle 9.1 des Règles du Comité des Ministres pour la surveillance de l'exécution des arrêts et des termes des règlements amiables.

**To: Minister for Europe, Integration Foreign
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DGI

- 8 AVR. 2014

SERVICE DE L'EXECUTION
DES ARRETS DE LA CEDH

**Of political prisoner Ali Insanov, former deputy
of Azerbaijan Republic Parliament, former
Minister of Health of Azerbaijan Republic,
Doctor, Professor, Academician**

APPEAL

Dear sir!

I was imprisoned by Azerbaijani Courts in October of 2005 with the prosecution seizing the power and making mass riots. Afterwards there were put forward some so-called charges related to economic crimes against me. I was illegally deprived of my freedom for the term of 11 years and it is 8 years and 5 months that I have been kept in prison .

European Court of Human Rights decided on Criminal case No 16133/08 on 14 March 2013 that, during criminal proceedings by all Courts of Azerbaijan rights of fair trial investigation intended by Article 6, 3rd part item (b) and (c) of Article 6 of Convention and defence rights and also my right not to be violated according to 3rd Article of the Convention were breached and for this reason Azerbaijan Government has been fined in the amount of 10.000(ten thousand) EUR.

Although Azerbaijani Government has taken liability for to fulfill the desicions of European Court Of Human Rights but doesn't fulfill the desicion dated to 14 March 2013.

1. Although all the desicions by all instance courts of Azerbaijan about me have to be abolished, with the order of political power the Plenum of Azerbaijan Republic Supreme Court with his desicion dated to 15 November 2013 didn't abolished the the desicion of the first trial court dated to 20 April 2007 where my rights were breached with the aim of not to release me from the prison and the case was given back to appeal investigation stage instead of first trial court .

Appeal court also fulfilling the order of Political Power didn't investigated the case, didn't fulfill the principles of contention, the presumption of innocence, didn't hear the witnesses whom I invited, rejected all my objections and appeals breaching my defence rights didn't allow me to have a speech in trial. During Trial hearings I was kept in hermetic noise-free glass cage which my speech is depended on push-button manipulated by Chairman of the Hearing trial. Each time when I wanted to speak microphone was switched off and I was not allowed to express my opinion. For these reasons as symbol of protest I was obliged to refuse to participating in trial.

As a result Baku Appeal Court didn't fulfill the decision of European Court of Human Rights dated to 14 March 2013 and kept in force the motivated and illegal decision of first trial court dated to 20 April 2007.

2. Azerbaijani Government didn't pay the penalty in the amount of 10.000 EURO (ten thousand EURO).

I appeal your Majesty to help for the fulfillment of the decision by European Court of Human Rights date to 14 March 2013, adding my case issue to agenda of the European Council Ministers Committee, to prevent vindictive and illegal behaviour towards me, to release me immediately from prison and to have fair investigation on my case.

Honorable,

Ali Insanov.



18.03.2014